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12
13 **UNITED STATES BANKRUPTCY COURT**
14 **NORTHERN DISTRICT OF CALIFORNIA**
SAN FRANCISCO DIVISION

15 **In re:**

16 **PG&E CORPORATION,**

17 **- and -**

18 **PACIFIC GAS AND ELECTRIC**
19 **COMPANY,**

20 **Debtors.**

21 Affects PG&E Corporation
22 Affects Pacific Gas and Electric
Company
 Affects both Debtors

Bankruptcy Case No. 19-30088 (DM)

Chapter 11

(Lead Case) (Jointly Administered)

**EX PARTE MOTION OF REORGANIZED
DEBTORS FOR LEAVE TO FILE REPLY IN
SUPPORT OF REORGANIZED DEBTORS'
FURTHER OBJECTION TO CLAIMS 80033 AND
80500**

[No Hearing Requested]

23 * *All papers shall be filed in the Lead
Case, No. 19-30088 (DM).*

1 PG&E Corporation and Pacific Gas and Electric Company, as debtors and reorganized
2 debtors (collectively, the “**Reorganized Debtors**” or “**PG&E**”) in the above-captioned chapter 11 cases,
3 hereby submit this *Ex Parte* Motion (the “**Motion to File Reply**”), to modify the Court’s briefing order,
4 entered on March 29, 2021 [Docket No. 10471] (the “**Briefing Order**”), to allow the Reorganized
5 Debtors to file a reply brief, a copy of which is attached hereto as **Exhibit A** (the “**Reply**”), in further
6 support of the *Reorganized Debtors’ Further Objection to Claims 80033 and 80500*, filed on April 23,
7 2021 [Docket No. 10574] (the “**Objection**”), and in response to the responsive briefs filed on May 11,
8 2021, by G. Larry Engel [Docket No. 10642] and on May 14, 2021, by Mark A. Klein and Janet S. Klein
9 [Docket No. 10650].¹

10 Having reviewed Claimants’ latest submissions, PG&E seeks to respond with a short,
11 four-page Reply focusing on discrete, dispositive legal issues that PG&E believes will assist the Court
12 in adjudicating these claims. For the reasons set forth in PG&E’s submissions, including the Reply,
13 PG&E believes that the Objection can be resolved as a matter of law, including because the claims seek
14 to impose liability on PG&E for PSPS events that were authorized by the CPUC and are therefore
15 preempted. PG&E will request that the Court hear argument on these legal issues at the next omnibus
16 hearing on June 30, 2021.²

17 Before filing this Motion to File Reply, counsel for PG&E sought the consent of
18 Claimants to the relief sought herein. The Claimants objected to PG&E’s filing of this Reply. While
19 Claimants correctly note that PG&E did not ask to file a reply brief in the jointly submitted schedule that
20 was adopted by the Court’s Briefing Order, after reviewing Claimants’ latest filings, PG&E believes this
21 short Reply will assist the Court in adjudicating the claims. The Reply brief, which addresses both
22 claims, is only 4 pages long, and is being filed more than two weeks prior to the requested date for
23 argument on June 30.

24 No previous request for the relief sought herein has been made by the Reorganized
25 Debtors to this or any other court.

26

27 ¹ Capitalized terms used but not defined herein have the meanings ascribed to them in the Objection.

28 ² Based on the parties’ meet and confers, PG&E understands that Claimants are amenable to arguing
the claims at the June 30 omnibus hearing.

Notice of this Motion to File Reply will be provided to (i) the Office of the United States Trustee for Region 17 (Attn: Andrew R. Vara, Esq. and Timothy Laffredi, Esq.); (ii) Mr. Engel and the Kleins; and (iii) those persons who have formally appeared in these Chapter 11 Cases and requested service pursuant to Bankruptcy Rule 2002. PG&E respectfully submits that no further notice is required.

WHEREFORE the Reorganized Debtors respectfully requests entry of an order granting the relief requested herein by modifying the Briefing Order to allow the filing of the Reply, and granting such other and further relief as the Court may deem just and appropriate.

Dated: June 13, 2021

**CRAVATH, SWAINE & MOORE LLP
KELLER BENVENUTTI KIM LLP**

/s/ *Omid H. Nasab*
Omid Nasab

Attorneys for Debtors and Reorganized Debtors